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8 UNITED STATES DISTRICT COURT
9 CENTRAL DISTRICT OF CALIFORNIA
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11 JERRY J. SMITH

12 Petitioner,

13 v.

14 LINDA SANDERS,

15 Respondent.
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) Case No. CV 08-06575 MMM(JC)
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)
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) ORDER ADOPTING FINDINGS,
) CONCLUSIONS, AND
) RECOMMENDATIONS OF UNITED
) STATES MAGISTRATE JUDGE
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17 Pursuant to 28 U.S.C. § 636, the Court has reviewed the Petition for Writ of
18 Habeas Corpus by a Person in Federal Custody (the "Petition"), all of the records
19 herein, and the attached Report and Recommendation of United States Magistrate
20 Judge. The Court approves and adopts the United States Magistrate Judge's
21 Report and Recommendation.

22 IT IS ORDERED that Judgment be entered denying the Petition and
23 dismissing this action without prejudice.

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1 IT IS FURTHER ORDERED that the Clerk serve copies of this Order, the
2 United States Magistrate Judge's Report and Recommendation, and the Judgment
3 herein on petitioner and on counsel for respondent.

4 LET JUDGMENT BE ENTERED ACCORDINGLY.

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6 DATED: January 14, 2009
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11 HONORABLE MARGARET M. MORROW
12 UNITED STATES DISTRICT JUDGE
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